IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 8220 OF 2005
IN
CRIMINAL WRIT PETITION NO.394 OF 2004

Mr. Kunjbihari Agarwal .. Petitioner

Vs.

The State of Maharashtra and 3 Ors. .. Respondents

And

Mr. Sayed Aslam Sayed Jafar and anr. .. Applicats/ Intervenors

Ms. N.M. Beig h/f Mr. Khan Abdul Wahab for Applicants-Intervenors.
Mr. S.R. Borulkar, P.P. for State.

CORAM : B. H. MARLAPALLE &
SMT. R.S. DALVI,JJ.

Date : January 10, 2006.

P.C.:

1. Heard the learned counsel or the applicants who are seeking to intervene in Criminal Writ Petition No.394 of 2004 and this application appears to have been filed after the Joint Commissioner of Police (Crime), Brihan Mumbai submitted her report pursuant to the directions given by this court vide its order dated 1/2/2005 in the said Criminal Writ Petition.

2. There is no dispute that the charge-sheet has

been filed on 31//5/2004 in Sessions Case No.569 of 2004 and a supplementary charge-sheet came to be filed on 21/6/2004. The applicants are impleaded as accused nos.1 and 2 in Sessions Case No.569 of 2004. The order passed by this court on 1/2/2005 is clear and Criminal Writ Petition No.394 of 2004 requires earliest disposal in view of the fact that the Joint Commissioner of Police (Crime) has submitted her report dated 28/4/2005. We, therefore, do not see any reason to entertain this application by accused nos.1 and 2 and the application, therefore, stands rejected.

3. List Criminal Writ Petition No.394 of 2004 for final disposal on 20/1/2006 at 3 p.m. peremptorily.

(Smt. R.S. Dalvi,J.) **(B.H. Marlapalle, J.)**